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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In Re Application of:
Hunter et al.

Serial No.: **09/487,978**

Filed: **January 20, 2000**

Title: **MUSIC DISTRIBUTION SYSTEM
AND ASSOCIATED ANTIPIRACY
PROTECTIONS**

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Group Art Unit: **3621**
Examiner: **ELISCA, Pierre E.**

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Atty. Docket #: **05001.1050 (WT-5)**

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Date of Deposit: October 9, 2003


Signature Gregory Scott Smith, Reg. No. 40,819

**RESPONSE TO OFFICE ACTION,
REQUEST FOR 3 MONTH EXTENSION OF TIME,
APPOINTMENT OF NEW POWER OF ATTORNEY**

Assistant Commissioner of Patents
Washington, D.C. 20231

Sir:

Applicant submits the following response to the Official Action mailed by the United States Patent Office on April 9, 2003. This response includes a request for a three (3) month extension of time and a new power of attorney. The pending claims are numbered 3, 5-15, 17-24 and 26-51. In the Official Action, the Office has allowed claim 40 and rejected claims 3, 5-15, 17-24, 26-39 and 41-51.

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FACSIMILE TRANSMITTAL

TO: USPTO, AMENDMENT

FROM: GREGORY S. SMITH

EXAMINER: ELISCA, PIERRE E.

DATE: OCTOBER 9, 2003FACSIMILE: (703) 308-9051 ~~305~~ 7687NO. OF PAGES (INCLUDING COVER): 15

PHONE: (703) 305-3987

LAVA GROUP FILE #: 05001.1050

SUBJECT: RESPONSE TO FIRST OFFICIAL ACTION

URGENT FOR REVIEW PLEASE COMMENT PLEASE REPLY PLEASE RECYCLE

COMMENTS:

THIS TRANSMISSION INCLUDES:

TRANSMITTAL FORM
RESPONSE TO APRIL 9, 2003 OFFICIAL ACTION
REQUEST FOR EXTENSION OF TIME (2 COPIES)
PTO 2038 CREDIT CARD AUTHORIZATION
REVOCATION/ APPOINTMENT OF POWER OF ATTY.
AND COURT ORDER IN SUPPORT THEREOF

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PTO/SB/21 (08-03)

Approved for use through 08/30/2003. OMB 0651-0031

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TRANSMITTAL
FORM

(to be used for all correspondence after initial filing)

		Application Number	09/487,978
		Filing Date	1/20/2000
		First Named Inventor	Hunter et al
		Art Unit	3821
		Examiner Name	ELISCA, Pierre E.
Total Number of Pages in This Submission	14	Attorney Docket Number	05001.1050

ENCLOSURES (Check all that apply)

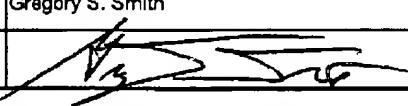
<input checked="" type="checkbox"/> Fee Transmittal Form <input checked="" type="checkbox"/> Fee Attached <input checked="" type="checkbox"/> Amendment/Reply <input type="checkbox"/> After Final <input type="checkbox"/> Affidavits/declaration(s) <input checked="" type="checkbox"/> Extension of Time Request <input type="checkbox"/> Express Abandonment Request <input type="checkbox"/> Information Disclosure Statement <input type="checkbox"/> Certified Copy of Priority Document(s) <input type="checkbox"/> Response to Missing Parts/Incomplete Application <input type="checkbox"/> Response to Missing Parts under 37 CFR 1.52 or 1.53	<input type="checkbox"/> Drawing(s) <input type="checkbox"/> Licensing-related Papers <input type="checkbox"/> Petition <input type="checkbox"/> Petition to Convert to a Provisional Application <input checked="" type="checkbox"/> Power of Attorney, Revocation <input type="checkbox"/> Change of Correspondence Address <input type="checkbox"/> Terminal Disclaimer <input type="checkbox"/> Request for Refund <input type="checkbox"/> CD, Number of CD(s) _____	<input type="checkbox"/> After Allowance communication to Technology Center (TC) <input type="checkbox"/> Appeal Communication to Board of Appeals and Interferences <input type="checkbox"/> Appeal Communication to TC (Appeal Notice, Brief, Reply Brief) <input type="checkbox"/> Proprietary Information <input type="checkbox"/> Status Letter <input type="checkbox"/> Other Enclosure(s) (please Identify below):
Remarks		

SIGNATURE OF APPLICANT, ATTORNEY, OR AGENT

Firm or Individual name	Lava Group Law by Smith & Frohwein	
Signature		
Date	October 9, 2003	

CERTIFICATE OF TRANSMISSION/MAILING

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Typed or printed name	Gregory S. Smith	
Signature		Date
	October 9, 2003	

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